

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NORTH CAROLINA  
WESTERN DIVISION  
No. 5:01-CR-7-2-BO

FILED

NOV 01 2013

UNITED STATES OF AMERICA,

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v.

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EDWIN MOORE, JR.

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ORDER

JULIE A. RICHARDS, CLERK  
US DISTRICT COURT, EDNC  
BY TAB DEP CLK

This matter is before the Court on defendant's motion to alter restitution payment. On February 13, 2002, defendant was sentenced to a total term of 204 month's imprisonment after pleading guilty to one charge of carjacking, and aiding and abetting, and using, carrying, and brandishing a firearm during and in relation to a crime of violence. 18 U.S.C. §§ 2119 & 924(c)(1)(A)(iii). Defendant was also ordered to pay restitution in the amount of \$3,841.49.

Defendant, who is currently incarcerated, states that he earns roughly \$40 per month and pays \$25 toward his restitution monthly. Defendant contends that he does not have enough money leftover to live on, and asks that his restitution payments be returned to quarterly payments of \$25 instead of monthly payments of \$25 while he remains incarcerated.

Defendant has not demonstrated a material change in his economic circumstances to warrant adjusting his payment schedule, nor has there been a showing that defendant is in default on his restitution payments. 18 U.S.C. §§ 3664(k); 3613A. Accordingly, defendant's motion [DE 62] is DENIED.

SO ORDERED, this 1 day of October, 2013.

*Terrence Boyle*  
TERRENCE W. BOYLE  
UNITED STATES DISTRICT JUDGE